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3 UNITED STATES DISTRICT COURT
4 DISTRICT OF NEVADA

5 MARK PICOZZI,

6 Plaintiff

Case No. 2:20-cv-00593-GMN-NJK

ORDER

7 v.

8 STATE OF NEVADA, *et al.*,

9 Defendants
10

11 **I. DISCUSSION**

12 Plaintiff, who is an inmate in the custody of the Nevada Department of Corrections
13 (“NDOC”), has submitted a civil rights complaint under 42 U.S.C. § 1983. Docket No. 1-1.
14 Plaintiff has neither paid the full filing fee for this matter nor filed an application to proceed *in*
15 *forma pauperis*.

16 Under 28 U.S.C. § 1915(a)(2) and Local Rule LSR 1-2, Plaintiff must complete an
17 application to proceed *in forma pauperis* and attach both an inmate account statement for the past
18 six months and a properly executed financial certificate. The Court will retain Plaintiff’s civil
19 rights complaint, Docket No. 1-1, but will not file it until the matter of the payment of the filing
20 fee is resolved. Plaintiff will be granted an opportunity to file an application to proceed *in forma*
21 *pauperis* or, in the alternative, pay the full \$400 filing fee for this action. If Plaintiff chooses to
22 file an application to proceed *in forma pauperis*, he must file a fully complete application to
23 proceed *in forma pauperis*, including both an inmate account statement for the past six months and
24 a properly executed financial certificate.

25 **II. CONCLUSION**

26 For the foregoing reasons, IT IS ORDERED that the Clerk of the Court WILL SEND
27 Plaintiff the approved form application to proceed *in forma pauperis* by a prisoner, as well as the
28 document entitled information and instructions for filing an *in forma pauperis* application.

1 IT IS FURTHER ORDERED that, no later than **May 18, 2020**, Plaintiff must either: (1)
2 file a fully complete application to proceed *in forma pauperis*, on the correct form with complete
3 financial attachments in compliance with 28 U.S.C. § 1915(a); or (2) pay the full \$400 fee for
4 filing a civil action (which includes the \$350 filing fee and the \$50 administrative fee).

5 IT IS FURTHER ORDERED that, if Plaintiff does not timely comply with this order,
6 dismissal of this action may result.

7 IT IS FURTHER ORDERED that the Clerk of the Court will retain Plaintiff's complaint,
8 Docket No. 1-1, but will not file it at this time.

9 DATED: March 30, 2020.

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13 NANCY J. KOPPE
14 UNITED STATES MAGISTRATE JUDGE
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